

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

04 10805 RCL

MAGISTRATE JUDGE Bowler

ALICIA ALLEN,
Plaintiff,

v.

SUNBRIDGE HEALTHCARE CORPORATION,
Defendant.

Civil Action
RECEIPT # 55445
AMOUNT \$ 150
SUMMONS ISSUED N/A
LOCAL RULE 4.1 1
WAIVER FORM 1
MCF ISSUED 1
BY DPTY. CLK. P.O.M
DATE 4-22-04

NOTICE OF REMOVAL

TO THE JUDGES OF THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS:

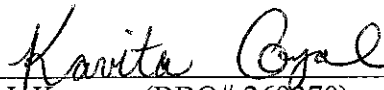
SunBridge Healthcare Corporation respectfully submits that:

1. On or about March 29, 2004, Plaintiff caused to be served upon SunBridge Healthcare Corporation a Summons and Complaint and Request for Trial by Jury, together with related papers and discovery requests in the matter entitled Alicia Allen v. SunBridge Healthcare Corporation, (Commonwealth of Massachusetts, Suffolk Superior Court, Civil Action No. 04-0907A). Copies of the above-described documents are attached hereto as Exhibit A.
2. The documents attached as Exhibit A constitute all process, pleadings and orders served upon Defendant in this matter to date.
3. This Court has original jurisdiction over this action pursuant to 28 U.S.C. Section 1332, because the action is between parties with a diversity of citizenship and the amount in controversy exceeds the sum of \$75,000.00, exclusive of interest and costs. Plaintiff states she is a resident of the Commonwealth of Massachusetts. Defendant is a New Mexico corporation with its principal place of business in Albuquerque, New Mexico.

4. Defendant will notify the Suffolk Superior Court and all adverse parties of this Notice of Removal by filing with the court a Notice of Filing of Notice of Removal. A copy of that notification, which will be sent to the Suffolk Superior Court, is attached hereto as Exhibit B.

Respectfully submitted,

SUNBRIDGE HEALTHCARE CORPORATION
By its attorneys,



David J. Kerman (BBO# 269370)
Kavita M. Goyal (BBO #654013)
JACKSON LEWIS LLP
75 Park Plaza, 4th Floor
Boston, MA 02116
(617) 367-0025

Date: April 22, 2004

CERTIFICATE OF SERVICE

A copy of the above document was served this 22 day of April 2004, by first class mail, postage prepaid, to attorney for the Plaintiff, Peter Callahan, Esq., Dixon & Associates, 599 Canal Street, 5th Floor-West, Lawrence, MA 01840.



Jackson Lewis LLP

EXHIBIT A

APR-02-2004 16:33

CT System

Service of Process Transmittal Form
Boston, Massachusetts

03/29/2004

Via Federal Express (2nd Day)

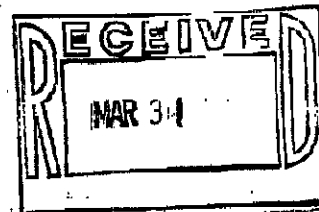
TO: David Harvey Corporate Counsel
Sun Healthcare Group, Inc.
101 Sun Avenue NE
Albuquerque, NM 87109

RE: **PROCESS SERVED IN MASSACHUSETTS**

FOR: **SunBridge Healthcare Corporation Domestic State NM**

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

1. TITLE OF ACTION: **Alicia Allen, Plaintiff vs. SunBridge Healthcare Corporation, Defendant.**
2. DOCUMENTS SERVED: **Summary Complaint**
3. COURT: **Commonwealth of Massachusetts, Suffolk Superior Court Dept. of the Trial Court
Case Number 04-0007A**
4. NATURE OF ACTION: **Employment Discrimination- Suits \$3,482.74 in damages**
5. ON WHOM PROCESS WAS SERVED: **CT Corporation System, Boston, Massachusetts**
6. DATE AND HOUR OF SERVICE: **By Process server on 03/29/2004 at 11:13**
7. APPEARANCE OR ANSWER DUE: **Within 20 Days**
8. ATTORNEYS: **Peter Callahan
Dixon & Assoc.
590 Canal St.
6th Fl-W
Lawrence, MA 01840**
9. REMARKS: **1-Note sent 03/29/2004 to VANESSA.NAVARRETTE@SUNH.COM**



CC: Vanessa Navarrette Legal Assistant
Sun Healthcare Group, Inc.
101 Sun Avenue NE
Albuquerque, NM 87109

SIGNED: **CT Corporation System**
PER: **Christine Bonney**
ADDRESS: **101 Federal Street
Boston, MA 02110
CCSOP WS 0008182540**

Information contained on this transmittal form is intended for CT Corporation System's record keeping purposes only and is not to be used as a legal opinion as to the nature of action, the amount of damages, the answer due, or any information that can be obtained from the documents themselves. The recipient is responsible for interpreting the documents and for taking the appropriate action.

Commonwealth of Massachusetts

SUFFOLK, ss.

SUPERIOR COURT DEPARTMENT
OF THE TRIAL COURT
CIVIL ACTION



No. 04-0907A

ALICIA ALLEN

Plaintiff(s)

v.

SUNBRIDGE HEALTHCARE CORPORATION

Defendant(s)

SUMMONS

To the above-named Defendant: SUNBRIDGE HEALTHCARE CORPORATION

You are hereby summoned and required to serve upon PETER CALLAHAN, ESQ., DIXON & ASSOCIATES

599 CANAL ST, 5TH FL-W, LAWRENCE, MA

plaintiff's attorney, whose address is _____, an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You are also required to file your answer to the complaint in the office of the Clerk of this court at Boston either before service upon plaintiff's attorney or within a reasonable time thereafter.

Unless otherwise provided by Rule 13(a), your answer must state as a counterclaim any claim which you may have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's claim or you will thereafter be barred from making such claim in any other action.

Witness, Suzanne V. DeVecchio, Esquire, at Boston, the 13TH day of FEBRUARY, in the year of our Lord two thousand AND FOUR.

Michael Joseph Donovan
Clerk/Magistrate

THIS COPY ATTACHED
3/29/04

Deputy Sheriff Suffolk County

NOTES.

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the names of all defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.
3. TO PLAINTIFF'S ATTORNEY: PLEASE CIRCLE TYPE OF ACTION INVOLVED

(1) TORT — (2) MOTOR VEHICLE TORT — (3) CONTRACT — (4) EQUITABLE RELIEF — (5) OTHER

FORM CIV. 13rd Rev.

NOTICE TO DEFENDANT — You need not appear personally in court to answer the complaint, but if you cannot do so, you must file the defense, either you or your attorney must serve a copy of your written answer within 20 days as specified herein and also file the original in the Clerk's Office.

APR-02-2004 16:33

505 BSE 4508 P.16/48

**CIVIL ACTION
COVER SHEET**

04-0907A

County:

SUFFOLK

Plf(s)

ALICIA ALLEN

DEFENDANT(S)

SUNBRIDGE HEALTHCARE CORPORATION

Attorney, Firm Name, Address and Telephone: PETER CALLAHAN,
N & ASSOCIATES, 599 CANAL STREET, 5TH FL-
LAWRENCE, MA 01840 (978) 794-1623
of Bar Overseers number: 558910

ATTORNEY (if known)

UNKNOWN

Origin code and track designation

Place an x in one box only:

1. F01 Original Complaint
2. F02 Removal to Sup.Ct. C.231, s.104
(Before trial) (F)
3. F03 Retransfer to Sup.Ct. C.231, s.102C (X)

- ☐ 4. F04 District Court Appeal c.231, s. 97 & 104 (After trial) (X)
☐ 5. F05 Reactivated after rescript; relief from judgment/Order (Mass.R.Civ.P. 60) (X)
☐ 6. E10 Summary Process Appeal (X)

TYPE OF ACTION AND TRACK DESIGNATION (See reverse side)

TYPE OF ACTION (specify)

TRACK

IS THIS A JURY CASE?

CASE NO.

EMPLOYMENT DISCRIMINATION F)

(X) Yes

() No

The following is a full, itemized and detailed statement of the facts on which plaintiff relies to determine money damages. For this form, disregard double or treble damage claims; indicate single damages only.

TORT CLAIMS

(Attach additional sheets as necessary)

Documented medical expenses to date:

- | | |
|--|-----------------------------|
| 1. Total hospital expenses | \$ 2,820.74 |
| 2. Total Doctor expenses | \$ |
| 3. Total chiropractic expenses | \$ |
| 4. Total physical therapy expenses | \$ 662.00 |
| 5. Total other expenses (describe) AMBULANCE | \$ |
| | Subtotal \$ 3,482.74 |

Documented lost wages and compensation to date TO BE DETERMINED

- | | |
|---|----|
| Documented property damages to date | \$ |
| Reasonably anticipated future medical and hospital expenses | \$ |
| Reasonably anticipated lost wages | \$ |
| Other documented items of damages (describe) | \$ |

Brief description of plaintiff's injury, including nature and extent of injury (describe)

The plaintiff was the subject of demeaning and harassing behavior by her employer based upon her sexual orientation, Lesbian, and national origin, Jamaican. Extreme emotional distress which exact value must be ascertained by the finder of fact. The Superior Court has exclusive jurisdiction over the plaintiff's cause of action against the defendant. 151B/21451C

TOTAL \$ 3,482.74

CONTRACT CLAIMS

(Attach additional sheets as necessary)

Provide a detailed description of claim(s):

TOTAL \$ 3,482.74

PLEASE IDENTIFY, BY CASE NUMBER, NAME AND COUNTY, ANY RELATED ACTION PENDING IN THE SUPERIOR COURT DEPARTMENT

"I hereby certify that I have complied with the requirements of Rule 5 of the Supreme Judicial Court Uniform Rules on Dispute Resolution (SJC Rule 1:18) requiring that I provide my clients with information about court-connected dispute resolution services and discuss with them the advantages and disadvantages of the various methods."

Signature of Attorney of Record

Peter Callahan

DATE:

4/21/04

Commonwealth of Massachusetts
Trial Court

Superior Court Department
(Essex Division)
UNIFORM COUNSEL CERTIFICATION
FOR CIVIL CASES

Case Name ALICIA ALLEN VS. SUNBRIDGE
HEALTHCARE CORPORATION Docket # 04-0907A

I am attorney-of-record for: PLAINTIFF, ALICIA ALLEN
plaintiff/defendant/petitioner in the above-entitled matter.

In accordance with Rule 5 of the Supreme Judicial Court Uniform Rules on Dispute Resolution (SJC Rule 1:18) which states in part: "...Attorney shall: provide their clients with this information about court-connected dispute resolution services; discuss with their clients the advantages and disadvantages of the various methods of dispute resolution; and certify their compliance with this requirement on the civil cover sheet or its equivalent . . .," I hereby certify that I have complied with this requirement.



Signature of Attorney-of-Record

PETER CALLAHAN, ESQ

Print Name

B.B.O. # 558910

Date: 2/27/04

This certification may be filed by counsel as is, or this text may be incorporated into a form currently in use at the initiation of a case (e.g., civil cover sheet, appearance form, etc.), as determined to be appropriate in each department of the Trial Court. Plaintiff's/ Petitioner's counsel shall file this document at the time his/her initial pleading is filed. All counsel shall file it within thirty (30) days of his/her initial entry into the case whether by answer, motion, appearance slip or other pleading.

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPERIOR COURT DEPARTMENT
DOCKET #: 04-0907A

ALICIA ALLEN,
PLAINTIFF

VS.

SUNBRIDGE HEALTHCARE
CORPORATION,
DEFENDANT

COMPLAINT AND REQUEST FOR TRIAL BY JURY

PARTIES

1. The Plaintiff Alicia Allen is an individual who resides in Haverhill, Essex County, Massachusetts;

2. The Defendant Sunbridge Healthcare Corporation is a New Mexico corporation which owns and/or manages a Lawrence, Massachusetts provider of nursing and rehabilitative services known as the Wood Mill Rehabilitation and Nursing Center, 800 Essex Street, Lawrence, MA.

COUNT I/BREACH OF M.G.L. C. 151B, §4. 1

3. From January 16, 2002 up through July 2003, the Plaintiff Alicia Allen was employed at the Defendant's Wood Mill Rehabilitation and Nursing Center at its Lawrence, MA facility as a Certified Nursing Assistant (here-in-after referred to as Wood Mill);

4. From September 2002 through July 2003, the Plaintiff Allen was the subject of sexually derogatory and racial slurs based upon her sexual orientation (Lesbian) and race (Jamaican) from co-employees at Wood Mill, forcing her to seek the assistance of management;

5. Despite receiving complaints from the Plaintiff Allen, management at defendant's Wood Mill facility failed to take the appropriate remedial action in order to ensure that the racial and sexually derogatory comments ceased and Ms. Allen was provided with a professional work environment;

6. As a direct and proximate result of the defendant's failure to properly address this derogatory and hostile work environment, Ms. Allen suffered emotional distress, sought medical care, incurred medical bills and lost time from work;

7. The Defendant's Wood Mill facility breached its obligations to Plaintiff Allen by failing to provide her with a workplace that was free from a racially charged and sexually derogatory atmosphere as required by M.G.L. c. 151B, §4, ¶1;

8. As a direct and proximate result of the defendant's breach of its obligations under G.L. c. 151B, §4, ¶1, the Plaintiff Allen suffered extreme emotional distress, bodily injury, medical bills and lost wages.

WHEREFORE, the Plaintiff Alicia Allen respectfully requests that this Honorable Court enter a judgment against the Defendant Sunbridge Healthcare Corporation in an amount that it deems appropriate under the circumstances to compensate the Plaintiff Alicia Allen for her emotional distress, bodily injury, lost wages and medical bills as well as award all interest, costs and expenses.

COUNT II/BREACH OF M.G.L. C. 151B, §4, ¶16A

The Plaintiff Allen hereby re-alleges the previous paragraphs of her Complaint and incorporates them by reference into this count against the Defendant Sunbridge Healthcare Corporation.

9. From approximately September 2002 through July of 2003, the Plaintiff Allen was the subject of derogatory and humiliating comments and remarks from co-workers based upon her sexual orientation (lesbian) while employed at the Defendant's Wood Mill facility;

10. The Plaintiff Allen made repeated requests to her supervisors at the Defendant's Wood Mill facility to address and rectify this sexually degrading atmosphere at her place of employment;

11. Despite the plaintiff's requests, the defendant's Wood Mill management failed to take the appropriate remedial measures, and the sexually harassing and derogatory comments continued, in violation of M.G.L. c. 151B, §4, ¶16A;

12. As a direct and proximate result of the defendant's breach of M.G.L. c. 151B, §4, ¶16A, the Plaintiff Allen sustained bodily injury, lost wages, medical bills and extreme emotional distress.

WHEREFORE, the Plaintiff Alicia Allen respectfully requests that this Honorable Court enter a judgment against the Defendant Sunbridge Healthcare Corporation in an amount that it deems appropriate under the circumstances to compensate the Plaintiff Alicia Allen for her bodily injury, extreme emotional distress, medical bills and lost wages as well as award all interest, cost and expenses.

COUNT III/BREACH OF M.G.L. C. 214, §1C

The Plaintiff Allen re-alleges the previous paragraphs of her complaint and hereby incorporates them by reference against the Defendant Sunbridge Healthcare Corporation.

13. From approximately September 2002 through July 2003, the plaintiff was the subject of derogatory and humiliating comments from her co-employees concerning her sexual orientation (lesbian);

14. Despite the plaintiff's complaints to her supervisors to address and alleviate this sexually degrading harassment, the Defendant's Wood Mill management failed to take the appropriate remedial measures to ensure that Ms. Allen was provided a professional work environment in violation of M.G.L. c. 214, §1C;

15. As a direct and proximate result of the defendant's breach of M.G.L. c. 214, §1C, the plaintiff suffered extreme emotional distress, bodily injury, lost wages and medical bills;

WHEREFORE, the Plaintiff Alicia Allen respectfully requests that this Honorable Court enter a judgment against the Defendant Sunbridge Healthcare Corporation in the amount it deems appropriate under the circumstances to compensate the plaintiff for her bodily injury, extreme emotional distress, lost wages and medical bills as well as award all interest, costs and expenses.

COUNT IV/NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS

The Plaintiff Allen re-alleges the previous paragraphs of her complaint and hereby incorporates them by reference against the Defendant Sunbridge Healthcare Corporation.

16. From approximately September 2002 through July of 2003, the Plaintiff Allen was the subject of degrading and humiliating harassment based upon her sexual orientation and national origin while employed at the Defendant's Wood Mill facility;

17. As a result of the degrading and harassing comments at work, the Plaintiff Allen complained to the appropriate supervisors at the Defendant's Wood Mill facility;

18. Despite the plaintiff's complaints to rectify the degrading and harassing work atmosphere, the Defendant's Wood Mill management failed to take the appropriate action and the harassment continued;

19. As a direct and proximate result of the defendant's failure to take the appropriate actions concerning the sexually harassing and degrading work environment, the plaintiff suffered intense emotional distress which resulted in her bodily injury, medical bills and lost wages;

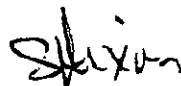
WHEREFORE, the Plaintiff Alicia Allen respectfully requests that this Honorable Court enter a judgment against the Defendant Sunbridge Healthcare Corporation in an amount that it deems appropriate for its negligent infliction of emotional distress upon her as well as award all interest, costs and expenses.

PLAINTIFF REQUESTS TRIAL BY JURY ON ALL COUNTS

Date: _____

3/1/04

Respectfully submitted,
Plaintiff through counsel,



Simon Dixon, Esquire
DIXON & ASSOCIATES
599 Canal Street, 5th Floor - West
Lawrence, MA 01840
978-794-1623
BBO#: 546343

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPERIOR COURT DEPARTMENT
DOCKET #: 04-0907A

ALICIA ALLEN, *
PLAINTIFF *
VS. *
SUNBRIDGE HEALTHCARE *
CORPORATION, *
DEFENDANT *

**PLAINTIFF ALICIA ALLEN'S FIRST SET OF INTERROGATORIES
TO THE DEFENDANT SUNBRIDGE HEALTHCARE CORPORATION**

The plaintiff requests that the Defendant Sunbridge Healthcare Corporation answer the following interrogatories by filing and serving his answers on plaintiff's attorney, Peter Callahan, Esq., Dixon & Associates, 599 Canal Street, 5th Floor – West, Lawrence, MA 01840.

In answering each of the following interrogatories, you are required to make such inquiry of your principals, agents, servants and attorneys as will enable you to make complete and true answers to interrogatories, and examine all bills, letters, files and any other documents which in any way refer to the transaction reported to have taken place.

Also, in answering each of the following interrogatories:

- (a) Identify any document relied upon on which forms a basis for the answer given by date, sender, recipient, location and custodian; and
- (b) State whether the information furnished is within the personal knowledge of the person answering and, if not, give the name of each person to whom the information is a matter of personal knowledge; and

(c) Identify each person who assisted or participated and/or supplying any of the information given in answering the interrogatories by supplying the name and addresses of each such person.

For the purpose of these interrogatories, the following definitions apply:

(a) The term "document" as used herein includes: writing, drawings, graphs, charts, photographs, recordings, data compilation (translated if necessary by the respondent through dictation devices into reasonable usable form), contracts, agreements, correspondence, memoranda, reports, notes, requests, bills, orders, notices, writs, declarations, complaints, answers, and other films, newspaper clippings, and all other writings and recordings of whatever nature, whether signed or unsigned, transcribed or not and whether or not any privilege is asserted; and

(b) The term "defendant" and "you" or "your" includes defendants, principals, agents, counsel, employees, officers, trustees, partners, or other persons acting for or on behalf of the defendants.

INTERROGATORIES

1. In complete and full detail, please recite the following with respect to the plaintiff's employer while she was working at 800 Essex Street, Lawrence, MA between January 16, 2002 and the present:

- (a) Its complete legal name on the date of answering these interrogatories;
- (b) The complete name and address of the registered agent appointed to receive civil process on its behalf.

2. In complete and full detail, please provide the complete name and residential address of all supervisors of the Plaintiff Alicia Allen during the time that she was an employee at the defendant's Wood Mill facility located at 800 Essex Street, Lawrence, MA.
3. In complete and full detail, please provide the complete name and residential address of each and every supervisor at defendant's Wood Mill facility who received complaints, either orally or in writing, from the Plaintiff Alicia Allen regarding the plaintiff's allegation that she was the subject of harassing remarks based upon either her sexual orientation or her national origin.
4. In complete and full detail, please provide the complete name and residential address of each and every individual whom Sunbridge assigned or appointed to investigate the Complaints made by the Plaintiff Alicia Allen involving alleged harassment based upon sexual orientation and national origin.
5. With respect to each and every expert whom you expect to call as an expert witness at the trial, kindly state the following:
 - (a) Name, address, occupation and qualifications of each and every expert;
 - (b) Subject matter on which each and every expert is expected to testify;
 - (c) The substance of the facts and opinions on which each and every expert is expected to testify;
 - (d) A summary of the grounds for each and every opinion each and every expert is expected to testify on.
6. Please provide the complete dates upon which the Plaintiff Alicia Allen was an employee at the defendant's Wood Mill facility located at 800 Essex Street, Lawrence, MA including her rate of pay and occupation during all relevant times.

7. Please provide names and residential addresses of all of defendant's Wood Mill employees at the 800 Essex Street, Lawrence, MA facility between January 16, 2002 and July 30, 2003.


8. In complete and full detail, please provide the following concerning any and all liability insurance policies available to indemnify the Defendant Sunbridge for any and all claims made against it based upon sexual or national origin harassment and discrimination between September 1, 2002 and September 1, 2003:

- (a) The name and address of the insurance company providing said insurance;
- (b) Policy limits available as well as any exclusions;
- (c) The claim number assigned to claims brought by the instant Plaintiff Alicia Allen.

Respectfully submitted,
Plaintiff through counsel,

Date:

3/8/04



Peter Callahan, Esq.
DIXON & ASSOCIATES
599 Canal Street
5th Floor - West
Lawrence, MA 01840
978-794-1623
BBO#: 558910

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPERIOR COURT DEPARTMENT
DOCKET #: 04-0907A

ALICIA ALLEN,
PLAINTIFF

VS.

SUNBRIDGE HEALTHCARE
CORPORATION,
DEFENDANT

**PLAINTIFF ALICIA ALLEN'S REQUEST FOR PRODUCTION
OF DOCUMENTS FROM THE DEFENDANT SUNBRIDGE HEALTHCARE
CORPORATION**

Plaintiff requests Defendant **SUNBRIDGE HEALTHCARE CORPORATION** to produce the following documents within thirty (30) days, in accordance with Mass.R.Civ.P. 34, onto the office of plaintiff's attorney, Peter Callahan, 599 Canal Street, 5th Floor – West, Lawrence, MA 01840.

As used herein, any references to "you" or the "defendant" includes any and all agents, employees, servants, attorneys or other persons acting under the control or on behalf of the defendant.

REQUESTED DOCUMENTS

1. Copies of the complete personnel file of the Plaintiff Alicia Allen concerning her employment at the defendant's Wood Mill Rehabilitation and Nursing Center located at 800 Essex Street, Lawrence, MA. (This request is made pursuant to M.G.L. c. 149, §52C).

2. Copies of each and every statement of the Plaintiff Alicia Allen, either in writing or orally and reduced to writing, pertaining to her allegations of harassment based upon her sexual orientation and national origin, in the possession, custody or control of the Defendant Sunbridge, its agents, servants and/or employees.
3. Copies of each and every statement obtained by the Defendant Sunbridge, its agents, servants and/or employees, from any witness during its investigation into the allegations made by the plaintiff Alicia Allen that she was the subject of discriminatory harassment based upon her national origin and sexual orientation.
4. Copies of each and every e-mail, interoffice memorandum or letter generated as a result of the investigation implemented by the Defendant Sunbridge, its agents, servants and/or employee in response to the Plaintiff Alicia Allen's allegations that she was the subject of harassment based upon her sexual orientation and national origin in the possession, custody or control of Sunbridge.
5. Copies of each and every document evidencing Sunbridge's policies and procedures concerning sexual harassment and national origin harassment which was in effect between January 2002 and July 2003 for its Wood Mill facility located at 800 Essex Street, Lawrence, MA.
6. Copies of each and every report, statement, e-mail or document generated by Mr. Chris Gillisen, Administrator at Sunbridge's Lawrence, MA facility pertaining to the allegations made by the Plaintiff Alicia Allen that she was the subject of harassment based upon her sexual orientation and national origin.
7. Copies of each and every statement, report, e-mail or document generated by Mayra Cashman, Director of Nursing Services, at Sunbridge's Lawrence, MA Wood Mill facility, pertaining to the allegations made by the Plaintiff Alicia Allen that she was the subject of sexual harassment based upon her sexual orientation and national origin.

8. Copies of each and every statement obtained by the Defendant Sunbridge, its agents, servants and/or employees, from a Ms. Alex Baez, CNA, Ms. Luz Delacruz, CNA and Ms. Mary Thomas, CNA pertaining to allegations made by the Plaintiff Alicia Allen that she was the subject of discriminatory and harassing remarks based on her national origin or her sexual orientation.

9. Copies of each and every statement obtained by the Defendant Sunbridge, its agents, servants and/or employees from a Ms. Christina Yost, Nursing Supervisor, during its investigation into the claim by Alicia Allen that she was the subject of discriminatory and harassing behavior based upon her national origin and sexually orientation.

10. Copies of each and every first report of injury in the possession, custody or control of the Defendant Woodmill, its agents, servants and/or employees pertaining to the Plaintiff Alicia Allen's alleged fall that occurred at Sunbridge's Lawrence, MA facility on or about July 25, 2003;

11. Copies of each and every memorandum, letter, e-mail or report or transcript evidencing the August 5, 2003 review by Wood Mill personnel of its sexual and anti-harassment policy concerning complaints of sexual or national origin harassment in the possession, custody or control of Sunbridge.

Respectfully submitted,
Plaintiff through counsel,

Date: 3/8/04



Peter Callahan, Esq.
DIXON & ASSOCIATES
599 Canal Street
5th Floor – West
Lawrence, MA 01840
978-794-1623
BBO#: 558910

EXHIBIT B

SUFFOLK, ss
COMMONWEALTH OF MASSACHUSETTS
SUPERIOR COURT DEPARTMENT
OF THE TRIAL COURT

ALICIA ALLEN,
Plaintiff,

v.

SUNBRIDGE HEALTHCARE CORPORATION,
Defendant.

Civil Action No. 04-0907A

NOTICE OF FILING OF NOTICE OF REMOVAL

To: Civil Clerk's Office
Suffolk County Superior Court
US Post Office & Courthouse
90 Devonshire Street, 8th Floor
Boston, MA 02109

PLEASE TAKE NOTICE that a Notice of Removal in the above action from the Superior Court, Suffolk County, has been duly filed in the U.S. District Court for the District of Massachusetts. Attached hereto is a certified copy of that Notice of Removal.

Respectfully submitted,

SUNBRIDGE HEALTHCARE CORPORATION
By its attorneys,

David J. Kerman (BBO# 269370)
Kavita M. Goyal (BBO #654013)
JACKSON LEWIS LLP
75 Park Plaza, 4th Floor
Boston, MA 02116
(617) 367-0025

Date: April __, 2004

CERTIFICATE OF SERVICE

A copy of the above document was served this ____ day of April 2004, by first class mail, postage prepaid, to attorney for the Plaintiff, Peter Callahan, Esq., Dixon & Associates, 599 Canal Street, 5th Floor-West, Lawrence, MA 01840.

Jackson Lewis LLP